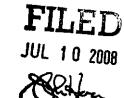
UNITED STATES DISTRICT COURT DISTRICT OF SOUTH DAKOTA SOUTHERN DIVISION



Based upon the stipulation of counsel, it is hereby,

ORDERED, ADJUDGED AND DECREED that the Complaint of the Plaintiff is hereby dismissed upon the merits, without prejudice, and with each party to bear their own costs, expenses, and attorneys' fees.

Dated this day of July, 2008.

BY THE COURT:

Lawrence L. Piersol

United States District Judge

ATTEST:

JOSEPH HAAS, CLERK

DEPUTY